

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

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In re

Chapter 11

RUDOLPH W. GIULIANI  
a/k/a RUDOLPH WILLIAM GIULIANI

Case No.: 23-12055

Debtor

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**ORDER SCHEDULING EMERGENCY HEARING ON DEBTOR'S  
APPLICATION FOR AN ORDER AUTHORIZING THE MODIFICATION OF THE  
STAY FOR PURPOSES OF POST JUDGMENT MOTIONS AND APPEALS**

UPON the application dated January 5, 2024 [Dkt. No. 25] of RUDOLPH W. GIULIANI (the "Debtor"), for an Order scheduling an emergency hearing on its motion for an order authorizing the modification of the stay for purposes of post judgment motions and appeals, and for good cause shown, and after due deliberation, it is hereby

**ORDERED**, that a hearing on the Motion will be heard before the Court on January 12, 2024, at 11:00 a.m. The hearing will be held via Zoom. Parties wishing to participate in the hearing must register their appearance utilizing the Electronic Appearance portal located on the Court's website at: <https://ecf.nysb.uscourts.gov/cgi-bin/nysbAppearances.pl>. Appearances must be entered no later than 4:00 p.m. EST on the business day prior to the hearing. Additional information concerning how to participate in the hearing is available in the Court's Zoom Video Hearing Guide, available at: <https://www.nysb.uscourts.gov/zoom-video-hearing-guide>.; and it is further

**ORDERED**, that the Debtor's counsel must serve by **January 5, 2024** a copy of this Order together with the Motion, by facsimile or email, and by overnight mail for next day delivery, upon (i) the Office of the United States Trustee for the Southern District of New York, (ii) the twenty creditors holding the largest general unsecured claims against the Debtor; and (iii) all parties who

have filed a notice of appearance in this case; and it is further

**ORDERED**, that objections to Motion should be filed with the Court by January 11, 2024 at 12:00 noon but, given the shortened time, the Court will also consider objections raised at the hearing; and it is further

**ORDERED**, that the Debtor's counsel shall file a certificate of service of this Order and the Motion with the Clerk of the Court by 12:00 noon on January 9, 2024.

Dated: January 5, 2024  
White Plains, New York

/s/ **Sean H. Lane**  
UNITED STATES BANKRUPTCY JUDGE

In re:  
Rudolph W. Giuliani  
Debtor

Case No. 23-12055-shl  
Chapter 11

## CERTIFICATE OF NOTICE

District/off: 0208-1

User: admin

Page 1 of 3

Date Rcvd: Jan 05, 2024

Form ID: pdf001

Total Noticed: 43

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

### Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jan 07, 2024:

Recip ID	Recipient Name and Address
db	+ Rudolph W. Giuliani, 45 East 66th Street, Apartment 10W, New York, NY 10065-6159
cr	+ Davidoff Hutcher & Citron LLP, 605 Third Avenue, 34th Floor, New York, NY 10158-3499
cr	+ Dominion Voting Systems Corporation, c/o Buchalter, A Professional Corp., Attn: Anthony J. Napolitano, 1000 Wilshire Blvd., Ste. 1500, Los Angeles, CA 90017-1730
cr	+ Noelle Dunphy, Abrams Fensterman, LLP, 2280 East Avenue, First Floor, Rochester, NY 14610 US 14610-2562
cr	+ SGO Corporation Limited, c/o Benesch Friedlander Coplan & Aronoff, Sven T. Nylen, Esq., 71 South Wacker Drive, Suite 1600, Chicago, IL 60606-4637 UNITED STATES 60606-4637
cr	+ SMARTMATIC USA CORP., c/o Benesch Friedlander Coplan & Aronoff, Sven T. Nylen, Esq., 71 South Wacker Drive, Suite 1600, Chicago, IL 60606-4637 UNITED STATES 60606-4637
cr	+ Smartmatic International Holding B.V., c/o Benesch Friedlander Coplan & Aronoff, Sven T. Nylen, 71 South Wacker Drive, Suite 1600, Chicago, IL 60606-4637 UNITED STATES 60606-4637
cr	+ US Dominion, Inc., c/o Buchalter, A Professional Corp., Attn: Anthony J. Napolitano, Esq., 1000 Wilshire Blvd., Suite 1500, Los Angeles, CA 90017-1730
8252609	+ ABRAMS FENSTERMAN, LLP, Attn: Justin T. Kelton, Esq., 1 Metrotech Center, Suite 1701, Brooklyn, New York 11201-3949
8252610	+ ABRAMS FENSTERMAN, LLP, Attn: Maureen T. Bass, Esq., 2280 East Avenue, First Floor, Rochester, New York 14610-2562
8253018	+ Abbe D. Lowell, WINSTON & STRAWN LLP, 1901 L St., N.W., Washington, DC 20036-3510
8249614	+ BST & CO. CPAS, LLC, 250 PARK AVENUE, 7TH FLOOR, NEW YORK, NY 10177-0799
8249646	+ Berger, Fischhoff, Shumer,, Wexler & Goodman, LLP, 6901 Jericho Turnpike, Suite 230, Syosset, New York 11791-4420
8253020	+ Buchalter, a Professional Corporation, Attn: Joel G. Samuels, Anthony J. Napolitano, 1000 Wilshire Blvd., 15th Floor, Los Angeles, California 90017-2457
8249615	+ DANIEL GILL, C/O LAW OFFICE OF RONALD L. KUBY, 119 WEST 23RD STREET, SUITE 900, NEW YORK, NY 10011-6342
8249616	+ DAVIDOFF HUTCHER & CITRON LLP, 605 THIRD AVENUE, NEW YORK, NY 10158-3499
8250459	+ DAVIDOFF HUTCHER & CITRON LLP, 605 Third Avenue, New York, New York 10158-3499
8253006	+ Dominion Voting Systems, Inc., c/o Buchalter, A Professional Corp., Attn: Joel G. Samuels, Esq., Anthony J. Napolitano, Esq., 1000 Wilshire Blvd., Ste. 1500 Los Angeles, CA 90017-1730
8253009	+ Dominion Voting Systems, Inc., c/o Susman Godfrey LLP, Attn: Stephen Shackelford, 1301 6th Ave., 32nd Floor, New York, NY 10019-7736
8252938	+ ENID NAGLER STUART, ASST ATTY GENERAL, OFFICE OF THE NYS ATTY GENERAL, 28 LIBERTY ST., 17TH FL, NEW YORK, NY 10005-1495
8249617	+ ERIC COOMER, PH.D., C/O CAIN & SKARNULIS, PLLC, P.O. BOX 1064, SALIDA, CO 81201-1064
8252933	+ Enid Nagler Stuart, Ass't Attorney General, Counsel for NYS Dep't of Taxation, 28 Liberty Street - 17th floor, New York, NY 10005-1495
8249618	+ GIULIANI PARTNERS LLC, 45 EAST 66TH STREET, APARTMENT 10W, NEW YORK, NY 10065-6159
8251322	+ John A. Vos, 1430 Lincoln Avenue, San Rafael, CA 94901-2021
8249621	+ LAW OFFICES OF AIDALA, BERTUNA & KAMINS, 546 FIFTH AVENUE, 6TH FLOOR, NEW YORK, NY 10036-5000
8252939	+ LEO GAGION, ASST. ATTY GENERAL, OFFICE OF NYS ATTY GENERAL, 28 LIBERTY ST., 17TH FL., NEW YORK, NY 10005-1495
8249622	+ MOMENTUM TELECOM, INC., C/O ABRAMSON BROOKS LLP, 1051 PORT WASHINGTON BOULEVARD, #322, PORT WASHINGTON, NY 11050-0123
8249623	+ NOELLE DUNPHY, C/O ABRAMS FENSTERMAN, LLP, 1 METROTECH CENTER, SUITE 1701, BROOKLYN, NY 11201-3949
8252494	+ Noelle Dunphy, 2280 East Avenue, First Floor, Rochester, New York 14610-2562
8249626	+ ROBERT HUNTER BIDEN, C/O WINSTON AND STRAWN, LLP, 1901 L STREET NW, WASHINGTON, DC 20036-3510
8249627	+ RUBY FREEMAN & WANDREA MOSS, C/O WILLKIE FARR & GALLAGHER LLP, 1875 K STREET NW, WASHINGTON, DC 20006-1239
8252961	+ Robert Hunter Biden, c/o Winston & Strawn LLP, 1901 L Street, N.W., Washington, D.C. 20036-3510
8249628	+ SMARTMATIC USA CORP., C/O KISHNER MILLER HIMES P.C., 40 FULTON STREET, 12TH FLOOR, NEW YORK, NY 10038-1850
8253021	+ Susman Godfrey LLP, Attn: Stephen Shackelford, 1301 6th Ave., 32nd Floor, New York, NY 10019-7736
8249629	+ TABNER, RYAN K KENIRY, LLP, 18 CORPORATE WOODS BOULEVARD, SUITE 8, ALBANY, NY 12211-2522
8253017	+ Timothy W. Walsh, WINSTON & STRAWN LLP, 200 Park Avenue, New York, NY 10166-4002
8249630	+ US DOMINION, INC., C/O SUSMAN GODFREY LLP, 1000 LOUISIANA STREET, SUITE 5100, HOUSTON, TX 77002-5091
8253005	+ US Dominion, Inc., c/o Buchalter, A Professional Corporatio, Attn: Joel G. Samuels, Esq., Anthony J. Napolitano, Esq., 1000 Wilshire

District/off: 0208-1

User: admin

Page 2 of 3

Date Rcvd: Jan 05, 2024

Form ID: pdf001

Total Noticed: 43

Blvd., Ste. 1500 Los Angeles, CA 90017-1730

8253008

+ US Dominion, Inc., c/o Susman Godfrey LLP, Attn: Stephen Shackelford, 1301 6th Ave., 32nd Floor, New York, NY 10019-7736

TOTAL: 39

**Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.**

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

Recip ID	Notice Type: Email Address	Date/Time	Recipient Name and Address
cr	+ Email/Text: zcarter@beneschlaw.com	Jan 05 2024 19:05:00	SGO Corporation Limited, c/o Benesch Friedlander Coplan & Aronoff, Sven T. Nylen, Esq., 71 South Wacker Drive, Suite 1600, Chicago, IL 60606-4637, UNITED STATES 60606-4637
cr	+ Email/Text: zcarter@beneschlaw.com	Jan 05 2024 19:05:00	SMARTMATIC USA CORP., c/o Benesch Friedlander Coplan & Aronoff, Sven T. Nylen, Esq., 71 South Wacker Drive, Suite 1600, Chicago, IL 60606-4637, UNITED STATES 60606-4637
cr	+ Email/Text: zcarter@beneschlaw.com	Jan 05 2024 19:05:00	Smartmatic International Holding B.V., c/o Benesch Friedlander Coplan & Aronoff, Sven T. Nylen, 71 South Wacker Drive, Suite 1600, Chicago, IL 60606-4637, UNITED STATES 60606-4637
8249619	Email/Text: sbse.cio.bnc.mail@irs.gov	Jan 05 2024 19:05:00	IRS, CENTRALIZED INSOLVENCY OPERATION, PO BOX 7346, PHILADELPHIA, PA 19101-7346
8249624	+ Email/Text: nys.dtf.bncnotice@tax.ny.gov	Jan 05 2024 19:05:00	NYS DEPARTMENT OF TAXATION & FINANCE, BANKRUPTCY UNIT-TCD, BLDG 8 ROOM 455, ALBANY, NY 12227-0001
8250149	Email/Text: nys.dtf.bncnotice@tax.ny.gov	Jan 05 2024 19:05:00	New York State Department of Tax & Finance, Bankruptcy Section, P O Box 5300, Albany New York 12205-0300
8252960	+ Email/Text: legalservices@pbctax.com	Jan 05 2024 19:05:00	Palm Beach County Tax Collector, Attn Legal Services, PO Box 3715, West Palm Beach FL 33402-3715

TOTAL: 7

**BYPASSED RECIPIENTS****The following addresses were not sent this bankruptcy notice due to an undeliverable address, \*duplicate of an address listed above, \*P duplicate of a preferred address, or ## out of date forwarding orders with USPS.**

Recip ID	Bypass Reason	Name and Address
cr		New York State Department of Taxation and Finance
cr		Robert Hunter Biden
cr	*	Dominion Voting Systems, Inc., c/o Buchalter, A Professional Corp., Attn: Anthony J. Napolitano, 1000 Wilshire Blvd., Ste. 1500, Los Angeles, CA 90017-1730
8250304	*+	Davidoff Hutter & Citron LLP, 605 Third Avenue, New York, NY 10158-3499
8253007	*	Dominion Voting Systems Corporation, c/o Buchalter, A Professional Corp., Attn: Joel G. Samuels, Esq., Anthony J. Napolitano, Esq., 1000 Wilshire Blvd., Ste. 1500, Los Angeles, CA 90017-1730
8253010	*+	Dominion Voting Systems Corporation, c/o Susman Godfrey LLP, Attn: Stephen Shackelford, 1301 6th Ave., 32nd Floor, New York, NY 10019-7736
8249620	*	IRS, CENTRALIZED INSOLVENCY OPERATION, PO BOX 7346, PHILADELPHIA, PA 19101-7346
8249625	*+	NYS DEPARTMENT OF TAXATION & FINANCE, BANKRUPTCY UNIT-TCD, BLDG 8 ROOM 455, ALBANY, NY 12227-0001

TOTAL: 2 Undeliverable, 6 Duplicate, 0 Out of date forwarding address

**NOTICE CERTIFICATION****I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.**

District/off: 0208-1

User: admin

Page 3 of 3

Date Rcvd: Jan 05, 2024

Form ID: pdf001

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**Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.**

Date: Jan 07, 2024

Signature: /s/Gustava Winters

## CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on January 5, 2024 at the address(es) listed below:

Name	Email Address
Anthony J. Napolitano	on behalf of Creditor US Dominion Inc. anapolitano@buchalter.com, marias@buchalter.com
Anthony J. Napolitano	on behalf of Creditor Dominion Voting Systems Corporation anapolitano@buchalter.com marias@buchalter.com
Anthony J. Napolitano	on behalf of Creditor Dominion Voting Systems Inc. anapolitano@buchalter.com, marias@buchalter.com
Enid Nagler Stuart	on behalf of Creditor New York State Department of Taxation and Finance enid.stuart@ag.ny.gov leo.gagion@ag.ny.gov
Gary C. Fischhoff	on behalf of Debtor Rudolph W. Giuliani gfischhoff@bfslawfirm.com afileardi@bfslawfirm.com
Heath S. Berger	on behalf of Debtor Rudolph W. Giuliani hberger@bfslawfirm.com afileardi@bfslawfirm.com
James B. Glucksman	on behalf of Creditor Davidoff Hutcher & Citron LLP jbg@dhclegal.com ch1lesq@yahoo.com
Joel G Samuels	on behalf of Creditor US Dominion Inc. jsamuels@buchalter.com
Joel G Samuels	on behalf of Creditor Dominion Voting Systems Corporation jsamuels@buchalter.com
Joel G Samuels	on behalf of Creditor Dominion Voting Systems Inc. jsamuels@buchalter.com
Justin Tyler Kelton	on behalf of Creditor Noelle Dunphy jkelton@abramslaw.com
Maureen T. Bass	on behalf of Creditor Noelle Dunphy mbass@abramslaw.com dvanderbles@abramslaw.com
Robert Leslie Rattet	on behalf of Creditor Davidoff Hutcher & Citron LLP rlr@dhclegal.com rattet2we@gmail.com;ms@dhclegal.com;jsp@dhclegal.com;rattetr89983@notify.bestcase.com;mdv@dhclegal.com
Sven Thure Nylen	on behalf of Creditor Smartmatic International Holding B.V. snylen@beneschlaw.com debankruptcy@beneschlaw.com
Sven Thure Nylen	on behalf of Creditor SMARTMATIC USA CORP. snylen@beneschlaw.com debankruptcy@beneschlaw.com
Sven Thure Nylen	on behalf of Creditor SGO Corporation Limited snylen@beneschlaw.com debankruptcy@beneschlaw.com
United States Trustee	USTPRegion02.NYECF@USDOJ.GOV

TOTAL: 17